

UNITED STATES DISTRICT COURT  
for the  
District of South Carolina

Herbert Demond York,

*Plaintiff*

v.

Civil Action No. 1:20-cv-00718-RMG

Sgt. K. Scott *in his/her individual capacity*; Officer J.

Gee *in his/her individual capacity*; Officer F. Smith

*in his/her individual capacity,*

*Defendants*

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☒ The plaintiff, Herbert Demond York, shall take nothing of the defendants, Sgt. K. Scott *in his/her individual capacity*, Officer J. Gee *in his/her individual capacity* and Officer F. Smith *in his/her individual capacity* and this action is dismissed without prejudice.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Richard M. Gergel, United States District Judge, presiding, adopting the Report and Recommendation of the Honorable Shiva V. Hodges, United States Magistrate Judge, which recommended dismissing the action.

Date: January 22, 2021

ROBIN L. BLUME, CLERK OF COURT

s/L. Baker

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*